IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
WRIT PETITION NO. 10801 OF 2004

Shri. Pratapsingh Shetkari Bourding Sanstha, Phaltan ... Petitioner
Versus
Phaltan Nagar Parishad and Ors. ... Respondents

Mr. U.B. Nighot with Mr. Abhijeet Kadam for Petitioner.

Mr. R.M. Patane, A.G.P. for Respondent Nos. 2 to 5.

Mr. A.V. Anturkar i/by Mr. S.B. Deshmukh for Respondent.

CORAM : F.I. REBELLO &
MRS R.S. DALVI**.JJ.**
DATED : DECEMBER 12, 2005

P.C.

. Rule. Heard forthwith.

. There is no dispute that the land claimed by the petitioner has already been taken into possession by Respondent No. 1. It appears from the record that the Respondent No. 2 is appointed as S.L.A.O. The grievance of the Respondent No. 1 is that as they are the body who has to pay the amount, before whatever award is published they also should be heard. Considering the controversy and as long period of time has elapsed, the ends of justice

will be met if the following order is passed:

(1) Respondent No. 1 will place whatever material they have in the matter of market value before Respondent No. 2 within the period of two weeks from today.

(2) The Respondent No. 2 to consider the said material and prepare the final award within the period of four weeks of the Respondent No. 1 submitting their representation.

(3) The Respondent No. 1 to deposit the amount as calculated by Respondent No. 2 within the period of four weeks if Respondnet No. 2 calling on REspondnet No. 1 to deposit the amount to be awarded.

(4) The Respondent No. 2 to decide whether the amount has to be paid to the petitioner or if there be any dispute as to whether to make reference under Section 18 of the Land Acquisition Act and pass the award within the period of six weeks thereafter.

. Rule made absolute accordingly. No order as to costs.

(F.I. REBELLO,J.)

(MRS. R.S. DALVI,J.)